

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE: PHARMACEUTICAL
INDUSTRY AVERAGE WHOLESAL
PRICE LITIGATION

MDL NO. 1456

**CIVIL ACTION NO. 1:01-cv-12257-PBS
1:06-cv-11337-PBS**

Judge Patti B. Saris

THIS DOCUMENT RELATES TO ALL
ACTIONS

*United States of America ex rel.
Ven-A-Care of the Florida Keys, Inc. et al.
v. Abbott Laboratories Inc., et al., Civil
Action No. 1:06-cv-11337-PBS*

*United States of America ex rel.
Ven-A-Care of the Florida Keys, Inc. et al.
v. Abbott Laboratories Inc., et al., Civil
Action No. 1: 07-cv-11618-PBS*

*United States of America ex rel.
Ven-A-Care of the Florida Keys,
Inc., et al., v. Dey, Inc., et al.
Civil Action No. 1:05-cv-11084-PBS*

*State of California, ex rel. Ven-A-Care
of the Florida Keys, Inc., et al., v. Abbott
Laboratories, Inc., et al.
Civil Action No. 1:03-cv-11226-PBS*

*United States of America ex rel.
Ven-A-Care of the Florida Keys,
Inc., et al., v. Boehringer Ingelheim, et al.
Civil Action No. 1:07-cv-10258-PBS*

*United States of America ex rel.
Ven-A-Care of the Florida Keys,
Inc., et al., v. Actavis, et al.
Civil Action No. 1:08-cv-10852-PBS*

NOTICE OF WITHDRAWAL OF APPEARANCE

Notice is hereby given that Sherrie R. Savett, Esquire, Gary L. Azorsky, Esquire, Susan Schneider Thomas, Esquire, Joy P. Clairmont, Esquire, and Roslyn G. Pollack, Esquire of the law firm of Berger & Montague PC hereby withdraws their appearance as counsel for the relator Ven-A-Care of the Florida Keys, Inc. in all the above-captioned matters. All other counsel of record for the relator, Ven-A-Care of the Florida Keys, Inc. will continue to appear as counsel for the plaintiff in these matters.

Respectfully Submitted,

BERGER & MONTAGUE, P.C

Dated: October 8, 2010

By: ss://SUSAN SCHNEIDER THOMAS
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CERTIFICATE OF SERVICE

I hereby certify that on October 8, 2010, I caused a true and correct copy of the foregoing NOTICE OF WITHDRAW OF APPEARANCE to be served via LEXIS File & Serve electronic filing service pursuant to CMO #2 in this case.

/s/ Susan Schneider Thomas
Susan Schneider Thomas